

# EXECUTIVE COUNCIL OF IOWA

## MINUTES

### SEPTEMBER 6, 2011

The Executive Council met in regular session at 10:01 a.m. in Room G09 of the Capitol Building with Governor Terry Branstad presiding. Auditor of State David Vaudt, Treasurer of State Michael Fitzgerald, and Secretary of Agriculture William Northey were present. Secretary of State Matt Schultz was absent.

Regular session  
September 6,  
2011

Moved by Treasurer Fitzgerald and seconded by Auditor Vaudt that the Council approve the minutes of the Executive Council meeting held August 29, 2011.

Minutes  
Approved

The vote:      Ayes:            Governor Branstad  
   Auditor Vaudt  
   Treasurer Fitzgerald  
   Secretary Northey  
                         Nays:            None

Nancy Williams, Department of Administrative Services, was present to request a new membership in Construction Owners Association of America (COAA) for one year in the amount of \$350.00.

Approved New  
Memberships

Moved by Auditor Vaudt and seconded by Secretary Northey that the Council approve the request.

The vote:      Ayes:            Governor Branstad  
   Auditor Vaudt  
   Treasurer Fitzgerald  
   Secretary Northey  
                         Nays:            None

Kevin Fangman, Department of Education, was present to request new memberships in CCSSO SCASS Social Studies Curriculum Assessment and Instruction for one year in the amount of \$16,500.00 and CCSSO SCASS Implementing the Common Core Curriculum for one year in the amount of \$25,000.00.

Moved by Secretary Northey and seconded by Auditor Vaudt that the Council approve the requests.

The vote:      Ayes:            Governor Branstad  
   Auditor Vaudt  
   Treasurer Fitzgerald  
   Secretary Northey  
                         Nays:            None

Moved by Auditor Vaudt and seconded by Secretary Northey that the Council approve the request from the Department of Justice, Attorney General's Office as follows:

Approved  
Outside  
Counsel

The Department of Justice, Attorney General's Office requests appointment of outside counsel pursuant to Iowa Code section 13.3(1) in Danny Homan, William A. Dotzler, Jr., Bruce Hunter, David Jacoby, Kristen Running-Marquardt, and Daryl Beall v. Terry E. Branstad, a suit in state court brought by the president of AFSCME and five Democratic state legislators to challenge the item veto of Senate File 517 by the Governor.

Firm: Nyemaster, Goode, West, Hansell & O'Brien, P.C.

Attorneys: Richard J. Sapp and Ryan Koopmans

700 Walnut Street

Suite 1600

Des Moines, IA 50309

Rate: \$275.00 per hour and \$160.00 per hour, respectively

The vote:      Ayes:              Governor Branstad  
   Auditor Vaudt  
   Secretary Northey  
                         Nays:              Treasurer Fitzgerald

Moved by Secretary Northey and seconded by Treasurer Fitzgerald that the Council approve the following cost items:

Approved Cost  
Items

A. Coppola, McConville, Coppola, Hockenberg & Scalise, P.C....\$5,000.00  
2100 Westown Parkway, Suite 210  
West Des Moines, IA 50265-1539  
Mortgage Industry Practices

B. Nyemaster, Goode, West, Hansell & O'Brien, P.C.....\$2,969.76  
700 Walnut Street  
Suite 1600  
Des Moines, IA 50309  
Collections of Accounts in Court

The vote:      Ayes:              Governor Branstad  
   Auditor Vaudt  
   Treasurer Fitzgerald  
   Secretary Northey  
                         Nays:              None

Moved by Secretary Northey and seconded by Auditor Vaudt that the Council approve the following renewal memberships:

Approved  
Renewal  
Memberships

- A. Education in CCSSO SCASS Accountability Systems and Reporting in the amount of \$16,500.00 for July 1, 2011 - June 30, 2012.
- B. Education in CCSSO SCASS Early Childhood Education Assessment Consortium in the amount of \$16,500.00 for July 1, 2011 - June 30, 2012.
- C. Education in CCSSO SCASS Education Information Management Advisory Committee in the amount of \$16,500.00 for July 1, 2011 - June 30, 2012.
- D. Education in CCSSO SCASS English Language Learner Assessment in the amount of \$16,500.00 for July 1, 2011 - June 30, 2012.
- E. Education in CCSSO SCASS Formative Assessment State Collaborative in the amount of \$16,500.00 for July 1, 2011 - June 30, 2012.
- F. Education in CCSSO SCASS Science Collaborative in the amount of \$16,500.00 for July 1, 2011 - June 30, 2012.

|           |       |   |
|-----------|-------|---|
| The vote: | Ayes: | Governor Branstad<br>Auditor Vaudt<br>Treasurer Fitzgerald<br>Secretary Northey |
|           | Nays: | None  |

The meeting was adjourned at 10:12 a.m.

Meeting  
adjourned

Respectfully submitted,

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Jenna Deutmeyer  
Acting Executive Secretary